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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re the Application of: FUKUSHIMA Tomoki et al.

Serial No.: 09/938,729

Filed: August 27, 2001

For: **ENGINE GENERATOR APPARATUS**

Group Art Unit: 2834

Examiner: CUEVAS, Pedro J.

P.T.O. Confirmation No.: 2756



NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: August 14, 2003

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated **May 15, 2003** of the Primary Examiner.

The item(s) checked below are appropriate:

1. ☐ A petition for a month extension of time to respond to the Final Rejection was filed on _____.
2. ☐ A timely response to the Final Rejection has been filed, as provided in 37 C.F.R. 1.113.
3. ☒ Fee - \$320.00

- ☒ Enclosed
☐ Not required (fee paid in prior appeal)
☐ Charge to Deposit Account No. 01-2340

In the event this Notice of Appeal is not considered to be timely filed, Applicants hereby petition for an appropriate extension of time. The fee for this extension may be charged to our Deposit Account No. 01-2340, along with any other additional fees which may be required with respect to this Notice.

08/15/2003 JADD01 00000082 09938729

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Respectfully submitted,

320.00 0P

ARMSTRONG, WESTERMAN & HATTORI, LLP

A handwritten signature in cursive script, appearing to read "George N. Stevens".

George N. Stevens

Attorney for Applicants

Reg. No. 36,938

GNS/lrj

Atty. Docket No. 010960

Suite 1000

1725 K Street, N.W.

Washington, D.C. 20006

(202) 659-2930



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PATENT TRADEMARK OFFICE